G. R. S. 58]

Previous references.

File No. 178-15

1915.

(Muzrai)

Serial Nos. 1 & 2

Later references.

Edn, 22-21. 1-3, 5-7, 10-13

Mug 5-

Ex 22.11.23

Muz 140-20-1-5

" 3-26-1-5

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 & 2

Part B for November 15

SUBJECT.

Re Sanction to proposals made

Acquisition of Lands.

Spl. L A. Officer in the Commission

G. O. No. 1265-9—Muz. 178-15-2, dated 26th November 1915.

Acquisition of Lands.

Passes orders on the —— in the Kestur village, Yedatore Taluk, granted for the upkeep of the chattram and temple at Mysore built by the late Rai Bahadur Bakshi Narasappa, for Cauvery Reservoir Works.

To—The Revenue Commissioner in Mysore, returning enclosures.
The Deputy Commissioner, Mysore District.
The Chief Engineer in Mysore.
The Muzrai Superintendent in Mysore.
The Comptroller to the Government of His Highness the Maharaja of Mysore.

W D 1351—GPB—20,000—13-12 15

G. R. S. 11]

191 5-6.

GENERAL AND REVENUE SECRETARIAT.

Irrigation

NOTES.

File No. [illegible]

FILE HEADING.

Land acquisition & Compensation scheme for the Cauvery Reservoir works.

From

The Revl Commr in Mysore

No. 3007 Dated 26-8-15 Receiv[illegible]-8-15

Diary No. 1247 / 588 | Enclos. 8 | Spare Copies. | Serial No 8

BRIEF ABSTRACT OF LETTER.

Recommends sanction to certain proposals made by the Spl. Land Acqn Officer C.R. works, for the settlement of the claims of the manager of the late R.B. Bhakthi Narasappa's charities to the Dharmadaya inam lands in the Kesthur village, Yedatore Tk and for acquiring from them half the irrigable portion and of those lands for settling the expropriated [illegible]

NOTES AND ORDERS.

1) The proposals are set forth in detail in para 6 of the Spl L. A. Officer's letter Dy 10-5-15 and summarized in the Irrigation Dy Commr's letter Dy 13th inst.

NOTES—First Sheet.

GPB - 20 006—8-5-14

G. R. S. 12]

General and Revenue Secretariat.

Mdl D File No. 175 of 191 5.

Serial No.

2) The inam lands being Dharmadaya are unenfranchised Under ordinary circumstances, The settlement of the dispute between The inamdar & his tenants is a matter between themselves The main object in Govt setting themselves to settle their claims as now proposed is to get about 53 acres of irrigable land for settling the people displaced by the C R. works. The parties are stated to have agreed to the proposed settlement But The Mutchalikas &c in which they have signified their assent have not been sent up.

3) The Dy Commr proceeds to deal with the case under the authority of Govt. no R 9430-3-Ld 295-13-4 Dy 8-6-14 The extent of the land rendered irrigable by the channel extension is about 156 acres. In the Govt. quoted above Govt have merely laid down their policy in regard to the levy of contribution on unenfranchised inam lands made irrigable by Govt works of irrigation —

NOTE —Contn. sheet.

GPB—20,000—30 6 15

G. R. S. 12]

General and Revenue Secretariat.

Mdl File No. 175 of 1915.

Serial No.

ing,

(i) to accept a surrender of half the irrigable portion in lieu of contribution on the other half.

(ii) but in the case of devadaya & dharmadaya inams, if the persons interested are willing to retain the whole & pay contribution at the rate fixed, to afford facilities for the purpose.

But before the terms are finally sanctioned Govt have called for a list of such cases from the Inam Superintendent. Such a list has not yet been submitted but in the meantime the present case has been subd for orders independently

4) In regard to the details of the proposals

(i) it is not clearly stated, though it is intended, that the ryots are to be formally declared Kadim tenants. This has to be specifically declared in clause (6) of paragraph 6 of the Spl A. Offrs letter Dy 10.5.15 by rendering

NOTE—Contn. sheet.

GPB—20,000—30-6-15

G. R. S. 12]

General and Revenue Secretariat. | File No. 175 of 1915.

Serial No.

suitable additions

(ii) it has to be considered whether penal clause in sub-paragraph 6 as between the ryots and the inamdar in regard to the payment of the upset price by the former for occupancy rights conceded to them is legally enforceable in the absence of a regular deed between them. It is a question whether Govt can enforce the obligation as ~~this respect~~ as no consideration arises on their behalf in this particular respect

(iii) some compensation is perhaps due to the ryots for the extent (about 20 acres) taken up for the channel. Compensation to the inamdar for loss of revenue on this extent has been taken into consideration in giving him 25 acres of wet land ~~without~~ free of water rate But nothing is stated in regard to compensation for the ryots for giving up the said extent.

4) The Inam Superintendent and the Secy to Govt in

NOTE—Contn. sheet.

GPB—20,000—30-6-15

G. R. S. 12]

General and Revenue Secretariat.

Mur 7 178

~~A~~ File No. – 25 of 1915.

Serial No.	
	have to be consulted in the matter and perhaps also the Imprl Superintendent Submitted for orders Par 30 8 15 ((i
	Ms proposals are well considered & 1/9/15 equitable & may be sanctd Hon 1/9
No. no. 34	(7) Forwarded to the Chief Engineer, unofficially for favour of opinion. By order. Asst Secretary to Govt Revenue Dept. 1 9 15

NOTE.—Contn. sheet.

GPB—20,000—30 6 15

G. R. S. 12]

General and Revenue Secretariat.

Mur 7 178

~~LR~~ File No. ~~95~~ of 1915.

Serial No.

un offl. No. 205/P 702.
dt the 3rd September 1915.

(8) The proposals of the Land Acquisition Officer are quite sound and necessary to get the extra land for settling down the drowned out ryots.

Chief Engineer of Mysore.

Bangalore,
17th September 1915.

Submitted for orders
The Supt of Inam Settlement
may now be corrected u.o.b.
I do not consider this necessary.
Dom.
Pay
20/9/15

8
21/9/15

(9) Forwarded unofficially to the Mozrai Superintendent, with Compliments, for favour of opinion ~~whether there~~ in the proposals, is there appear a ~~Superintendent~~ Charitable institution
By order,
for Secy to Govt
21/9/15

THE MUZRAI SUPERINTENDENT IN [illegible]
No. 768
Dated 27-9-15

21.9.15

(10) The proposals are somewhat complicated and include two

472
27.9.15

NOTE—Contn. sheet.

GPB—20,000—30 6 15

Serial No.

following items

1) The absolute relinquishment and the resumption by Govt. of an extent of about 5 3 acres . 16 guntas

2) The grant of permanent occupancy rights for a consideration to the tenants, the rent reserved being on a dry basis and the enhancement to the whole Inam extent.

3) The purchase by the Inamdar at an upset price, of 25 acres surrendered by the tenants to Govt., over which his rights as an Inamdar are apparently retained

4) The Inamdar is to be freed from all liability to pay any water rate on this extent

5) The tenants of the remaining extent of Inam land converted into wet viz 78 acres . 16 guntas are to be directly responsible to Govt. for payment of water rate and cesses and that if the lands are proceeded against for arrears, the rights of the Inamdar will be exhausted.

(11) In the present case the Inam[illegible] is unencumbered and endowed for the benefit of the temple

[illegible]

¹ NOTE—Contn. sheet.

GPB—20,000—30 6 15

Serial No

and chattels and the properties are only in the temporary management of Mr. N. Krishnaswamy Naidu and he has apparently no powers to permanently alienate any extent or even to grant permanent usufructuary rights.

(12) As however the whole proposals are considered in the best interests of the institution, they may be approved and sanction will have to be accorded by Govt. in the Mysore Dept. Before doing so the Govt. will have to satisfy themselves that the amounts to be paid by the tenants will be properly invested for the permanent benefit of the institution.

(13) It is no doubt a satisfactory arrangement to end once for all the undesired relationship between the founder and the tenants. The matter is apparently to be decided by mutual agreement and if so the parties should be protected by regular and valid documents. The institution stands to get Rs 18-000 (about) yearly from the tenants.

(14) Mr. Iyer's scheme [illegible]

NOTE—Contn. sheet.

GPB—20,000—30 6-15

1417

G. R. S. 12]

General and Revenue Secretariat.

Guer 7 178 [illegible]

~~G. R.~~ File No. ~~25~~ of 191 5

Serial No.

alternative, the lessee may pay the rents but recover apportionment of the apportionment, the value being worked out in both cases.

mile gut. Rs 3000 but the transfer will enjoy the extent of 25 acres free of all rates and cesses. It is a matter for consideration whether this would not Compromise Capital and Income accounts maintained by D. P. W. Agent.

(15) As regards item 5, I am not sure if it is not against the existing Revenue Laws, the holding being between the Govt and the Superior holder when alone the Govt looks for Payment of arrears.

Sivaramamurthy
Mysore Supdt

25. 9. 15

Submitted for orders

Pars
27.9.15

27.9.15

(15) Under Sec 142 of Land-A. code, the Superior holder is declared to be primarily responsible to Govt for the Land revenue of alienated land. But this does not appear to debar Govt from dealing with an inferior holder direct, and absolving the [illegible]

NOTE—Contn. sheet.

GPB—20,000—30-6-15

G. R. S. 12]

General and Revenue Secretariat.

Mer 7 175

~~L9~~ File No. ~~25~~ of 1915

Serial No.

Superior holders of this responsibility in any particular case

(17) If the proposals are approved, the file will be transferred to the Mazgaon Branch for issue of necessary orders, as suggested by the Mang. Supdt.

Accepted
28/9

(18) I have no objection to the proposals as a whole.

(19) The only point which I wish to emphasise is that there is no approximate estimate of the extent of land belonging to the expropriated ryots ~~who~~ ~~the~~ ~~extent~~ ~~of~~ the extent of lands which the Govt are going to acquire out of the very poor lands of the Mahals like Mahim

(20) The two extensions ...

later than the one given in the GP 5/5/13

NOTE—Contn. sheet.

GPB—20,000—30 6 15

G. R. S. 12]

General and Revenue Secretariat.

mur 7- 175

~~File No.~~ 25 ~~of 191 5~~

Serial No

as there is no objection in any acquiring more lands than are required for meeting the claims for the expropriated ryots

(21) This point is of course one which ought to be considered in the Revd Dept & not in the municipal

Dept. I have made a note in the minutes also about the area actually in this case

(22) The papers may be returned to Mr Bruce & he is requested to suggest by the return mail whether

2nd Monday

(23) The point raised by the Revd Dept does not arise in this connection. We may presume that the officers responsible for acquisition & distribution of lands have not lost sight of this point.

NOTE– Contn sheet

GPB—20,000—30 6 15

G. R. S. 12]

General and Revenue Secretariat.

Mer File No. 178 of 191

Serial No.

may be transferred to the Revenue Branch for further action.

11/10

26) Transferred to the Revenue Branch

11/10

a.J.

Ans 11/10

25) Subject to 1st Member

I have perused my views as Mysore Supt. I have also had the benefit of talk on the subject with Mr L. Krishna Rao. He considers that as he will be acting in his capacity as a Revenue Officer in arranging the settlement between the landlord and tenants, inducting from the parties will be sufficient to bind them to the terms of the settlement. A draft order will be submitted after the 1st member is pleased to express his views

Ack
20.10.15

27) I have perused the Pattas granted in Arabhavi and to

NOTE—Contn. sheet.

GPB—20,000—30 6-15

G. R. S. 12]

General and Revenue Secretariat.

Mug File No. 170 of 191

Serial No.

the rayats to mfs. These lands. There is not a word about granting them in permanent tenancy. It is also extremely doubtful whether the Manager had power to grant such terms. There being a written agreement at the inception, the tenants cannot fall back on mere enjoyment to make out a Kadim tenancy.

As they have no occupancy rights, the Consideration proposed is not unfair. The name of Settlement is I think in the whole introduction may be accepted.

The sum payable for the occupancy right given away should be

NOTE--Contn. sheet.

GPB—20,000—30 6 15

General and Revenue Secretariat.

File No. 178 of 1915.

Serial No.

be doubled. The money received should be deposited in the Govt treasury at the rate of interest prescribed by Government & the interest will accrue to be drawn by the person who should receive it for the time being in such manner as may be approved by Govt.

Please draft order on this basis.

31/10/15

Draft subd
2/11/15

Please send

Clean draft subd
4.11.15.

NOTE—Contn. sheet.

GPB—20,000—30-6-15

G. R. S. 12]

General and Revenue Secretariat.

File No. 172 of 191,

Serial No.

Subd to 1st member

for

If the Rules require submission to Dewan or to 2nd Member, the file may be sent up accordingly. Otherwise issue order.

7/11/15

10/11/15

List II. S. 20

Subd to 2nd member.

for

The draft P.O. is approved

for

This may be done by members concerned to be put to Dewan

for

This is a two member subject and it does not seem to require subn to the Dewan. May the order be issued?

for

16-11-15

GPB—20,000—30 6-15

NOTE—Contn. sheet.

4. R. S. 12]

General and Revenue Secretariat.

File No. 175 of 191

Serial No.

1

Nos: 1265-9 dt 26.11.15, to the Resn. Dc, regrg. recs. Supt Chief Engr & Compl. Supt, accg. with certain observations & recommendations of the Bd. C. & L. Regg. agreed in the matter of the disposal of the money realised from the lessees for the grant of necessary rights in the Swt. Dreg. area, & interest allowed for premature charges & endorsements, the latter to be being utilized by the Swt. Dreg. Co. for charities &c.

2

Sent to Branch I for note and return

82 3/12 3/12/15.

Submitted for perusal.

The order may be given.

Pay 3/12/15

3.

NOTE—Contn. sheet.

GPB—20,000—30 6 15

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE,

Bangalore, 26th August 1915.

No. 3009
En. 8

588

FROM

K. Doraswami Iyer Esquire,
Revenue Commissioner in Mysore.

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
REVENUE *Department.*

SIR,

I have the honor to submit herewith for the orders of Government copy of letter No.1283 dated 14th May 1915 together with all its enclosures from the Deputy Commissioner Mysore District forwarding the proposal of the Special Land Acquisition Officer Cauvery Reservoir Works regarding the settlement of contribution and water-rate recoverable from certain inam lands in the Kestur village Yedatore Taluk granted to the late Rai Bahadur Bakshi Narasappa for the support of the Chattram and a temple built by him and also of the compensation payable for a portion of the inam lands required for a channel and I beg to recommend that the proposals which have been formulated by the Land Acquisition Officer agreeably to the wishes of the Inamdar and his tenants and have been concurred in by the Deputy Commissioner may kindly be sanctioned.

I have the honor to be,

Sir,

Your most obedient servant,

Revenue Commissioner.

H.V.

R. C. 4.

From

K. Doraswami Iyer Esquire,

Revenue Commissioner in Mysore.

To

The Secretary to the Government of
H. H. the Maharaja of Mysore,
Revenue Department.

Dated Bangalore, 26th August 1915

Despatched

Received

General No. 3007

Enclosure No. 8

SUBJECT.

Recommends sanction to the proposal of the Special Land Acquisiti Officer C.R. Works re the contribution and water rate leviable on certain inam lands in the Kestur village Yedatore Taluk granted for the support of a chattram and a temple built by late Rai Bahadur Bakshi Narasappa of Mysore.

V. Sangha Press, 272—1,000

Letter No.1283 dated 13th May 1915 from the Deputy Commissioner, Mysore District to the Revenue Commissioner in Mysore, Bangalore.

With reference to paragraph 3 of Government Order No.R.9430-3 L.R.295-13-4 dated 8th June 1914, I have the honor to forward herewith in original for obtaining the orders of Government the correspondence ending with letter No.2546 dated 10/13th May 1915 from the Senior Assistant Commissioner and Special Land Acquisition Officer about the settlement of the lands granted as Dharmadaya Inam for the maintenance of the late Rai Bahadur Bakshi Narasappa's charities.

The charities have been endowed with dry lands measuring 462 acres and 3 guntas and assessed at Rs305-11-0. The Manager of the charities more than 30 years ago made over the rights of occupancy to the ryots. About 154 acres and 32 guntas are now commanded by the Right Bank channel of the Chamaraj Anicut and this has led to both parties claiming the right of occupancy.

The settlement now proposed is:-

(1) that the ryots are to have the occupancy right of the dry lands on paying a premium of Rs40 per acre for the benefit of the charities

(2) that half the irrigable area is to be made over absolutely to Government.

(3) that the occupancy right of the other half is to belong to the ryots on their paying a premium of Rs80 per acre for the benefit of the charities.

(4) that in view of the charities losing the proprietary right on half the irrigable area and of the land required for the channel which become the absolute property of Government and also of the dry assessment thereon, the Institution should get from Government 25 acres of irrigable land (out of half the area that Government gets) and pay at Rs160 per acre therefor and enjoy it as Inam without paying water-rate.

The payments are proposed to be spread over a period of 4 years.

Of the several proposals made, it is only the 4th that require some explanation, the others being clear. In the case of an ordinary

Inam the Inamdar will get Rs2 per acre of land absolutely surrendered to Government - one rupee for loss of dry assessment and one rupee for resigning the proprietary right. So in the present case the Institution should get about Rs150 for about 75 acres (about 20 acres for channel and the rest being what remains after giving 25 acres to the Institution). This is about equal to the water-rate on 25 acres and thus the proposal to remit water-rate is fair.

One of the object of the charities is to feed poor people. The other Inam lands yield only a revenue in cash amounting to about Rs300 as the Inamdar gets only the dry assessment and the water-rate goes to Government. Wet lands yielding paddy would be very useful for feeding institutions. Hence the proposal to give 25 acres of wet land to the institute and charge Rs160 per acre as value.

I am of opinion that the proposals detailed above are fair and request you will send them with your support to Government for sanction.

'C o p y'

For Revenue Commissioner.

H.V.

Passes orders on the proposals
e Land Acquisition Officer Cauvery
servoir Works regarding the settlement
compensation and water rate

ಶ್ರೀ ಗುರುಭ್ಯೋ ನಮಃ

ಸಂಸ್ಕೃತ ಭಾಷೆಯಲ್ಲಿ ಅನೇಕ ಗ್ರಂಥಗಳು ಇದ್ದರೂ ಅವುಗಳಲ್ಲಿ ಕೆಲವು ಗ್ರಂಥಗಳು ಮಾತ್ರ ಸಾಮಾನ್ಯ ಜನರಿಗೆ ಅರ್ಥವಾಗುವಂತೆ ಇರುತ್ತವೆ. ಅಂತಹ ಗ್ರಂಥಗಳಲ್ಲಿ ಈ ಗ್ರಂಥವೂ ಒಂದಾಗಿದೆ. ಇದರಲ್ಲಿ ಸಂಸ್ಕೃತ ಭಾಷೆಯ ಸಾಮಾನ್ಯ ಜ್ಞಾನವಿರುವವರಿಗೆ ಅರ್ಥವಾಗುವಂತೆ ಸರಳವಾಗಿ ಬರೆಯಲಾಗಿದೆ.

ಇದರಲ್ಲಿ ಸಂಸ್ಕೃತ ಭಾಷೆಯ ಸಾಮಾನ್ಯ ಜ್ಞಾನವಿರುವವರಿಗೆ ಅರ್ಥವಾಗುವಂತೆ ಸರಳವಾಗಿ ಬರೆಯಲಾಗಿದೆ.

"ಲೇಖಕ"

"Copy"

Mysore
27-10-05.

My Dear Mr Thompson Charlu.

I send 7 — here with 2 Specimens of the Sagwan-Chik — Mr Serrao
Please submit them to the
Forest Conservator

Yours sincerely
L Krishnadas

G.R.S. 28]

Irrig. Cess

Passes orders on the proposals of the Land Acquisition Officer, Cauvery Reservoir Works, regarding the settlement of compensation and water-rate recoverable from certain inam lands in the Kestur village, Yedatore Taluk, granted for the up-keep of a chattram and temple built by late Rai Bahadur Bakshi Narasappa.

File No. 178-15

Serial No. 2

*Diary No. of letter replied to*_____

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

( )

, *the* 191 .

Date of issue 26.11.1915

Signed by M.G. Krishnamurthy

READ—

Letter No.3009 dated 26th August 1915 from the Revenue Commissioner in Mysore submitting for orders copy of the following letter No.1283 dated 13th

ORDER THEREON.—No.

May 1915 from the Deputy Commissioner, Mysore District and recommending for sanction the proposals of the Land Acquisition Officer, Cauvery Reservoir Works, regarding the settlement of contri-

over bution

SUBJECT.

GPB—50,000—1-12-12

contribution and water-rate recoverable from certain inam lands in the Kestur village, Yedatore Taluk, granted to the late Rai Bahadur Bakshi Narasappa for the support of the chattram and a temple built by him in Mysore. (The Deputy Commissioner's letter to be ~~printed~~ given in extenso.)

Order thereon: No. 1265-9 Encl. dd 26.11.915
Revn 178-15-2

A copy of the patta granted in the year Svabhanu to the ryots holding the lands in question has also been obtained and perused. No mention is made therein about granting the lands to the ryots in permanent tenancy. It is also extremely doubtful whether the manager for the time being of the institution had power to grant such terms. There being a written agreement at the inception, the tenants cannot fall back on mere enjoyment to make out a Kadim tenancy.

2. As the tenants have no valid claim for occupancy rights, the Government are of opinion that the consideration proposed to

G. R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

be paid will not be adequate and that it will be more equitable to fix the money value of the rights to be transferred at double the sum now offered. The Revenue Commissioner is requested to report whether the tenants are willing to accept a sale on this basis.

3. In other respects the terms of the settlement are satisfactory and the Government are pleased to accept the same. The money received from the tenants for grant of the occupancy right should be deposited in the Government Treasury at the rate of interest prescribed for ~~the~~ permanent charitable ~~and~~ endowments and the interest only should be allowed to be drawn by the Manager who should spend the same for purposes of the charity in such manner as may be approved by Government.

7/11/15

GPB—12,000—15-2-13

for Secretary to Government
Revenue Department

P. D.

To 27

The Revenue Commissioner in
Mysore returning enclosures.

" Deputy Commissioner, Mysore
District.

" Chief Engineer in Mysore.

" Muzrai Superintendent in
Mysore.

" Comptroller to the Government
of Mysore.

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. 1265-9—Muz. 178-15-2, dated 26th November 1915.

Acquisition of Lands.

Passes orders on the —— in the Kestur village, Yedatore Taluk, granted for the upkeep of the chattram and temple at Mysore built by the late Rai Bahadur Bakshi Narasappa, for Cauvery Reservoir Works.

W. D. 1449—GPB—29 12-15—250

2—6

No. 1265-9—Muz. 178-15-2, dated 26th November 1915.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

GENERAL AND REVENUE DEPARTMENTS.

Read—

Letter No 3009, dated 26th August 1915, from the Revenue Commissioner in Mysore, submitting for orders copy of the following letter No 1283 dated 13th May 1915, from the Deputy Commissioner, Mysore District, and recommending for sanction the proposals of the Land Acquisition Officer, Cauvery Reservoir Works, regarding the settlement of contribution and water rate recoverable from certain inam lands in the Kesturu village, Yedatore Taluk granted to the late Rai Bahadur Bakshi Narasappa for the support of the chattram and a temple built by him in Mysore

"With reference to paragraph 3 of Government Order No R 9430 3—L R 295 13 4, dated 8th June 1914, I have the honour to forward herewith in original for obtaining the orders of Government the correspondence ending with letter No 2546, dated 10—13th May 1915, from the Senior Assistant Commissioner and Special Land Acquisition Officer about the settlement of the lands granted as Dharmadaya Inam for the maintenance of the late Rai Bahadur Bakshi Narasappa's charities

"The charities have been endowed with dry lands measuring 462 acres and 3 guntas and assessed at Rs 305 11 0 The Manager of the charities more than 30 years ago made over the rights of occupancy to the raiyats About 156 acres and 32 guntas are now commanded by the Right Bank channel of the Chamaraj Anicut and this has led to both parties claiming the right of occupancy

"The settlement now proposed is —

(1) that the raiyats are to have the occupancy right of the dry lands on paying a premium of Rs 40 per acre for the benefit of the charities,

(2) that half the irrigable area is to be made over absolutely to Government

(3) That the occupancy right of the other half is to belong to the raiyats on their paying a premium of Rs 80 per acre for the benefit of the charities,

(4) that in view of the charities losing proprietory right on half the irrigable area and of the land required for the channel which become the absolute property of Government and also of the dry assessment thereon, the institution should get from Government 25 acres of irrigable land (out of half the area that Government gets) and pay at Rs 160 per acre therefor and enjoy it as Inam without paying water rate

"The payments are proposed to be spread over a period of four years

"Of the several proposals made, it is only the 4th that requires some explanation the others being clear In the case of an ordinary Inam the Inamdar will get Rs 2 per acre of land absolutely surrendered to Government, one rupee for loss of dry assessment and one rupee for resigning the proprietory right So in the present case the institution should get about Rs 150 for about 75 acres (about 20 acres for channel and the rest being what remains after giving 25 acres to the institution) This is about equal to the water rate on 25 acres and thus the proposal to remit water rate is fair

"One of the object of the charities is to feed poor people The other Inam lands yield only a revenue in cash amounting to about Rs 300 as the Inamdar gets only the dry assessment and the water rate goes to Government Wet lands yielding paddy would be very useful for feeding institutions Hence the proposal to give 25 acres of wet land to the institute and charge Rs 160 per acre as value

"I am of opinion that the proposals detailed above are fair and request you will send them with your support to Government for sanction"

Order No. 1265-9—Muz. 178-15-2, dated 26th November 1915.

A copy of the patta granted in the year Svabhanu to the raiyats holding the lands in question has also been obtained and perused No mention is made therein about granting the lands to the raiyats in permanent tenancy. It is also extremely doubtful whether the manager for the time being of the institution had power to grant such terms There being a written agreement at the inception, the tenants cannot fall back on mere enjoyment to make out a Kadim tenancy.

No. 1265-9—Muz. 178-15-2, dated 26th November 1915.

2. As the tenants have no valid claim for occupancy rights, the Government are of opinion that the consideration proposed to be paid will not be adequate and that it will be more equitable to fix the money value of the rights to be transferred at double the sum now offered. The Revenue Commissioner is requested to report whether the tenants are willing to accept a transfer on this basis.

3. In other respects the terms of the settlement are satisfactory and the Government are pleased to accept the same. The money received from the tenants for grant of the occupancy right should be deposited in the Government Treasury at the rate of interest prescribed for permanent charitable endowments and the interest only should be allowed to be drawn by the Manager who should spend the same for purposes of the charity in such manner as may be approved by Government.

Sd/- Srinivasa Iyer

for *Secy. to Govt., Rev. Dept.*

To—The Revenue Commissioner in Mysore, returning enclosures.
The Deputy Commissioner, Mysore District.
The Chief-Engineer in Mysore.
The Muzrai Superintendent in Mysore.
The Comptroller to the Government of His Highness the Maharaja of Mysore.

Exd—c. r.